

★ MAY 12 2009★

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

IN RE: HOLOCAUST VICTIM ASSETS
LITIGATION

This Document Relates to: All Cases

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BROOKLYN OFFICE

Case No. CV 96-4849 (ERK)(MDG)
(Consolidated with CV 96-5161
and CV 97-461)

MEMORANDUM & ORDER

**MEMORANDUM & ORDER APPROVING SET 8HBJ¹ OF DECISIONS ON
APPEAL**

KORMAN, J.:

As provided under the Settlement Agreement, and in accordance with the procedures established in the December 8, 2000 Memorandum & Order, in the December 14, 2006 Memorandum & Order, and in the Plan of Allocation and Distribution of Settlement Proceeds, Special Master Helen B. Junz is hereby requesting the Court's approval of the 20 Decisions on Appeal listed in Annex A to this Order. At the direction of the Court, Special Master Junz was not involved in the initial review of the CRT's recommendations in connection with the 20 decisions described herein. Accordingly, the Court determined that it was appropriate for her to review these decisions on appeal and to provide her appellate recommendations to the Court.

Under Article 22(2), the Rules further provide that "[a]n Award may be made of the value of an Account in favor of a Claimant if:

¹ This being the eighth Set of Appeal Decisions submitted to the Court by Special Master Helen B. Junz.

- a) the Claimant has identified a person with precisely the same name as the Account Owner, or the Claimant has accurately identified a person with substantially the similar name as the Account Owner or a credible pseudonym, and where applicable, has provided a plausible explanation for the difference in names; and
- b) the CRT is satisfied that the information provided by the Claimant is consistent with unpublished information in the bank records..."

In these 20 cases the CRT has determined, and the Special Master has confirmed on appeal, that the Claimant was not able to identify his or her relative as the Account Owner, or as the Power of Attorney Holder. Accordingly, these appeals are dismissed. Therefore, it is hereby

ORDERED that the 20 Decisions on Appeal listed in Annex A are hereby approved and shall be distributed to the relevant Claimants by the CRT.

It is further ordered that the Special Master shall provide the Court with the name and address of every Claimant receiving a Decision on Appeal, which information shall be filed with the Court under seal.

Dated: Brooklyn, New York
May 1, 2009

SO ORDERED:

s/Edward R. Korman

Edward R. Korman
United States District Judge

[Set 8 HBJ] Annex A – UNREDACTED
CONFIDENTIAL

Special Master Helen B. Junz hereby certifies as of May 5, 2009 the following decisions on appeal for approval by the Court:

Appeal Number	Account Owner's Last Name and Claim Number	Original Decision in Batch	Type	Disposition of the Appeal
1. 1499	Lang, Karl, 219416	128	Non Identity Denial	Dismissed
2. 1501	Kahn, Leopold, 400993	133	Non Identity Denial	Dismissed
3. 1503	Seelenfreund, Mathilde, 400606	141	Non Identity Denial	Dismissed
4. 1504	Philipp, Walter and Philipp, Gerhard, 207106	138	Non Identity Denial	Dismissed
5. 1505	Winterstein, Elly, 204758, 221051	138	Non Identity Denial	Dismissed
6. 1508	Sakom, Daniel and Salom, Moise, 004784	136	Non Identity Denial	Dismissed
7. 1517	Gans, Moritz, 217634	139	Non Identity Denial	Dismissed
8. 1518	Vogt, Richard, 750107	133	Non Identity Denial	Dismissed
9. 1519	Spira, Heinrich, 402165	139	Non Identity Denial	Dismissed
10. 1522	Winter, Robert, 402055	137	Non Identity Denial	Dismissed
11. 1527	Krausz, Ilonka and Krausz, Ede, 220006	121	Non Identity Denial	Dismissed
12. 1532	Stern, Mayer, 401042	137	Non Identity Denial	Dismissed
13. 1533	Stern, Martha, 401053	137	Non Identity Denial	Dismissed
14. 1534	Stern, Alfred, 401063	137	Non Identity Denial	Dismissed
15. 1544	Weiss, Emma, 205147	139	Non Identity Denial	Dismissed
16. 1547	Leder, 400786	138	Non Identity Denial	Dismissed
17. 1548	Mendelssohn et al, 217093, 778123, 779388	137	Non Identity Denial	Dismissed
18. 1552	Goldstein, 400852	138	Non Identity Denial	Dismissed
19. 1553	Hoffmann, Mathilde and Hoffmann, Richard, 400470	123	Non Identity Denial	Dismissed
20. 1554	Rosenbaum, Max, 400575	138	Non Identity Denial	Dismissed